

AMENDED IN ASSEMBLY AUGUST 21, 2008

AMENDED IN ASSEMBLY AUGUST 15, 2008

AMENDED IN ASSEMBLY JULY 11, 2007

SENATE BILL

No. 432

Introduced by Senator Lowenthal

February 21, 2007

An act to amend Sections 14530.1, 14679, 65070, 65072, and 65073 of the Government Code, to amend Sections 301, 302, 339, 366, 379, 384, 451, 460, and 464 of, to add Section 574 to, and to repeal Section 301.5 of, the Streets and Highways Code, and to amend Sections 5004.1, 21455.7, 21461, 21650, 22507.8, 22511.7, 22511.8, and 40203.5 of, and to add Sections 231.5 and 231.6 to, the Vehicle Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 432, as amended, Lowenthal. Transportation.

(1) Existing law provides for the creation of the California Transportation Plan by the Department of Transportation and requires the department to make a draft of its proposed plan available to specified entities for review and comment. Existing law requires the Governor to adopt the plan and submit it to the Legislature and the Secretary of the United States Department of Transportation.

This bill would instead require the department to periodically update and make a draft of its proposed California Transportation Plan available to specified entities. The bill would also authorize a designee of the Governor to adopt the plan and submit it to the Legislature and the Secretary of the United States Department of Transportation. The bill would make other related changes.

(2) Existing law provides that the Department of Transportation has full possession and control of all state highways. Existing law describes the authorized routes in the state highway system and establishes a process for adoption of a highway on an authorized route by the California Transportation Commission. Existing law authorizes the commission to relinquish certain state highway segments to local agencies.

This bill would revise certain state highway route descriptions to reflect relinquishments to various cities that have been completed. The bill would also describe Route 275 and would make technical corrections to the descriptions of other state highway routes.

(3) Existing law requires at an intersection at which there is an automated enforcement system in operation, the minimum yellow light change interval be established in accordance with the Traffic Manual of the Department of Transportation.

This bill would require that at an intersection at which there is an automated enforcement system in operation, the minimum yellow light change interval would be established in accordance with the California Manual on Uniform Traffic Control Devices.

(4) Existing law makes it a crime for a driver to fail to obey a sign or signal, defined as regulatory in the federal Manual on Uniform Traffic Control Devices, or a Department of Transportation approved supplement to that manual, of a regulatory nature erected or maintained to enhance traffic safety and operations or to indicate and carry out the provisions of the Vehicle Code, a local traffic ordinance, or a resolution adopted pursuant to a local traffic ordinance, or to fail to obey a device erected or maintained by lawful authority of a public body or official.

This bill would substitute the California Manual on Uniform Traffic Control Devices for the federal Manual on Uniform Traffic Control Devices or a Department of Transportation approved supplement to that manual as the source defining a sign or signal as regulatory.

(5) Existing law requires that vehicles be driven on the right half of the roadway, subject to specified exceptions, and states that this provision does not prohibit bicycles from being operated on any shoulder of a highway, unless that operation is otherwise prohibited by the Vehicle Code or local ordinance.

This bill would further specify that the requirement that vehicles be driven on the right half of the roadway does not prohibit bicycles from being operated on a sidewalk, on a bicycle path within a highway, or along a crosswalk or bicycle path crossing. The bill would also define

the terms “bicycle path,” “bike path,” and “bicycle path crossing” for purposes of the Vehicle Code.

(6) Existing law authorizes a vehicle equipped with a special license plate, placard, or temporary placard indicating the person is a disabled person, disabled veteran, or an organization or agency involved in the transportation of disabled persons or disabled veterans, as specified, to exercise certain parking privileges, including parking or leaving standing a vehicle in a stall or parking place designated for a disabled person or disabled veteran. Existing law requires these spaces to be distinguished by signs and markings placed pursuant to certain specifications, including signs indicating a minimum fine of \$250 for unauthorized parking in those spaces.

This bill would revise the provisions relating to those signs to delete certain language.

(7) Under existing law, it is unlawful for a person to park or leave standing a vehicle in a stall or parking place designated for a disabled person or disabled veteran, unless the vehicle displays a special license plate or placard, as specified.

Existing law requires certain parking facilities under the jurisdiction or control of state agencies to reserve stalls or parking places for the exclusive use of a vehicle that displays the special license plate or placard.

This bill would also specify that it is unlawful for a person to park or leave standing a vehicle in a stall or space designated for disabled persons or disabled veterans in a state parking facility, unless the vehicle displays the special license plate or placard.

(8) Existing law requires the governing body of a jurisdiction that issues parking violation notices to establish a schedule of parking penalties for parking violations and late payment penalties to be collected as civil penalties.

This bill would specify minimum and maximum amounts for the civil penalties to be established for unlawfully parking or leaving standing a vehicle in a stall or parking place designated for a disabled person or disabled veteran. The bill would authorize an agency issuing a notice of the violation to suspend the imposition of the penalty in specified circumstances.

Because this bill would place additional duties on local agencies by requiring a governing body to establish and administer the specified minimum civil penalty, the bill would impose a state-mandated local program.

(9) The bill would make other technical nonsubstantive changes and would delete certain obsolete language.

(10) *This bill would incorporate additional changes to Section 301 of the Streets and Highways Code, proposed by both this bill and SB 1366, to be operative only if SB 1366 and this bill are both enacted, each bill amends that section, and this bill is enacted after SB 1366.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 14530.1 of the Government Code is
2 amended to read:

3 14530.1. (a) The department, in cooperation with the
4 commission, transportation planning agencies, and county
5 transportation commissions and local governments, shall develop
6 guidelines for the development of the state transportation
7 improvement program and the incorporation of projects into the
8 state transportation improvement program.

9 (b) The guidelines shall include, but not be limited to, all of the
10 following:

11 (1) Standards for project deliverability.
12 (2) Standards for identifying projects and project components.
13 (3) Standards for cost estimating.
14 (4) Programming methods for increases and schedule changes.
15 (5) Objective criteria for measuring system performance and
16 cost-effectiveness of candidate projects.

17 (c) The guidelines shall be the complete and full statement of
18 the policy, standards, and criteria that the commission intends to
19 use in selecting projects to be included in the state transportation
20 improvement program.

21 (d) The commission may amend the adopted guidelines after
22 conducting at least one public hearing. The commission shall make
23 a reasonable effort to adopt the amended guidelines prior to its
24 adoption of the fund estimate pursuant to Section 14525. In no
25 event shall the adopted guidelines be amended, or otherwise
26 revised, modified, or altered during the period commencing 30
27 days after the adoption of the fund estimate pursuant to Section
28 14525 and before the adoption of the state transportation
29 improvement program pursuant to Section 14529.

1 SEC. 2. Section 14679 of the Government Code is amended
2 to read:

3 14679. (a) A parking facility under the jurisdiction or control
4 of a state agency, that is available to private persons who desire
5 to conduct business with the state agency, shall reserve for the
6 exclusive use of any vehicle that displays either a special
7 identification license plate issued pursuant to Section 5007 or a
8 distinguishing placard issued pursuant to Section 22511.55 or
9 22511.59 a minimum of one parking space for up to 25 spaces,
10 and additional parking spaces pursuant to Section 1129B of Part
11 2 of Title 24 of the California Code of Regulations.

12 (1) (A) The space or spaces shall be reserved by posting
13 immediately adjacent to and visible from such space or spaces a
14 sign consisting of a profile view of a wheelchair with occupant in
15 white on a blue background.

16 (B) The sign shall also clearly and conspicuously state the
17 following: "Minimum Fine \$250." This subparagraph applies only
18 to signs for parking spaces constructed on or after July 1, 2008,
19 and signs that are replaced on or after July 1, 2008, or as the State
20 Architect deems necessary when renovations, structural repair,
21 alterations, and additions occur to existing buildings and facilities
22 on or after July 1, 2008.

23 (2) The loading and unloading area of the pavement adjacent
24 to a parking stall or space designated for disabled persons or
25 disabled veterans shall be marked by a border and hatched lines.
26 The border shall be painted blue and the hatched lines shall be
27 painted a suitable contrasting color to the parking space. Blue or
28 white paint is preferred. In addition, within the border the words
29 "No Parking" shall be painted in white letters no less than 12 inches
30 high. This paragraph applies only to parking spaces constructed
31 on or after July 1, 2008, and painting that is done on or after July
32 1, 2008, or as the State Architect deems necessary when
33 renovations, structural repair, alterations, and additions occur to
34 existing buildings and facilities on or after July 1, 2008.

35 (b) If no parking facility under the jurisdiction and control of a
36 state agency is available to private persons who desire to conduct
37 business with the state agency, the state agency shall request the
38 local authority having jurisdiction over streets immediately adjacent
39 to the property of the state agency to provide parking spaces for

1 the use of disabled persons and disabled veterans pursuant to
2 Section 22511.7 of the Vehicle Code.

3 (c) The Department of General Services under the Division of
4 the State Architect shall develop pursuant to Section 4450, as
5 appropriate, conforming regulations to ensure compliance with
6 subparagraph (B) of paragraph (1) of subdivision (a) and paragraph
7 (2) of subdivision (a). Initial regulations to implement these
8 provisions shall be adopted as emergency regulations. The adoption
9 of these regulations shall be considered by the Department of
10 General Services to be an emergency necessary for the immediate
11 preservation of the public peace, health and safety, or general
12 welfare.

13 SEC. 3. Section 65070 of the Government Code is amended
14 to read:

15 65070. (a) The Legislature finds and declares, consistent with
16 Section 65088, that it is in the interest of the State of California to
17 have an integrated state and regional transportation planning
18 process. It further finds that federal law mandates the development
19 of a state and regional long-range transportation plan as a
20 prerequisite for receipt of federal transportation funds. It is the
21 intent of the Legislature that the preparation of these plans shall
22 be a cooperative process involving local and regional government,
23 transit operators, congestion management agencies, and the goods
24 movement industry and that the process be a continuation of
25 activities performed by each entity and be performed without any
26 additional cost.

27 (b) The Legislature further finds and declares that the California
28 Transportation Plan is a long-range state transportation plan
29 prepared by the Department of Transportation in accordance with
30 Section 135 of Title 23 of the United States Code that includes a
31 continuing planning process through the preparation of congestion
32 management plans and regional transportation plans, and identifies
33 major interregional road networks and passenger rail corridors for
34 the state.

35 SEC. 4. Section 65072 of the Government Code is amended
36 to read:

37 65072. The California Transportation Plan shall do all of the
38 following:

39 (a) Describe the state's transportation policies and system
40 performance objectives. These policies and objectives shall be

1 consistent with legislative intent described in Sections 14000,
2 14000.5, and 65088.

3 (b) Incorporate the broad system concepts and strategies
4 synthesized from the adopted regional transportation plans prepared
5 pursuant to Section 65080. The California Transportation Plan
6 shall not be project specific.

7 (c) Include recommendations to the Legislature and the
8 Governor to achieve the plan's broad system concepts, strategies,
9 and performance objectives.

10 SEC. 5. Section 65073 of the Government Code is amended
11 to read:

12 65073. The department shall periodically update and make a
13 draft of its proposed plan available to the Legislature, the
14 commission, and the regional transportation planning agencies for
15 review and comment. The commission may present the results of
16 its review and comment to the Legislature and the Governor. The
17 Governor, or his or her designee, shall adopt the plan and submit
18 the plan to the Legislature and the Secretary of the United States
19 Department of Transportation.

20 SEC. 6. Section 301 of the Streets and Highways Code is
21 amended to read:

22 301. Route 1 is from:

23 (a) Route 5 south of San Juan Capistrano to Route 101 near El
24 Rio, except for the portion of Route 1 relinquished:

25 (1) Within the city limits of the City of Dana Point between the
26 western edge of the San Juan Creek Bridge and Eastline Road at
27 the limits of the City of Laguna Beach.

28 (2) Within the city limits of the City of Newport Beach between
29 Jamboree Road and Newport Coast Drive.

30 (b) Route 101 at Emma Wood State Beach, 1.3 miles north of
31 Route 33, to Route 101, 2.8 miles south of the Ventura-Santa
32 Barbara county line at Mobil Pier Undercrossing.

33 (c) Route 101 near Las Cruces to Route 101 in Pismo Beach
34 via the vicinity of Lompoc, Vandenberg Air Force Base, and
35 Guadalupe.

36 (d) Route 101 in San Luis Obispo to Route 280 south of San
37 Francisco along the coast via Cambria, San Simeon, and Santa
38 Cruz.

(e) Route 280 near the south boundary of the City and County of San Francisco to Route 101 near the approach to the Golden Gate Bridge in San Francisco.

(f) Route 101 near the southerly end of Marin Peninsula to Route 101 near Leggett via the coast route through Jenner and Westport.

(g) The relinquished former portions of Route 1 within the City of Dana Point and the City of Newport Beach are not state highways and are not eligible for adoption under Section 81. For those relinquished former portions of Route 1, the City of Dana Point and the City of Newport Beach shall maintain within their respective jurisdictions signs directing motorists to the continuation of Route 1. The City of Newport Beach shall ensure the continuity of traffic flow on the relinquished portions of Route 1 within its jurisdiction, including, but not limited to, any traffic signal progression.

SEC. 6.5. *Section 301 of the Streets and Highways Code is amended to read:*

301. Route 1 is from:

(a) Route 5 south of San Juan Capistrano to Route 101 near El Rio; *except for the portion of Route 1 relinquished:*

(1) *Within the city limits of the City of Dana Point between the western edge of the San Juan Creek Bridge and Eastline Road at the limits of the City of Laguna Beach.*

(2) *Within the city limits of the City of Newport Beach between Jamboree Road and Newport Coast Drive.*

(b) Route 101 at Emma Wood State Beach, 1.3 miles north of Route 33, to Route 101, 2.8 miles south of the Ventura-Santa Barbara county line at Mobil Pier Undercrossing.

(c) Route 101 near Las Cruces to Route 101 in Pismo Beach via the vicinity of Lompoc, Vandenberg Air Force Base, and Guadalupe.

(d) Route 101 in San Luis Obispo to Route 280 south of San Francisco along the coast via Cambria, San Simeon, and Santa Cruz.

(e) Route 280 near the south boundary of the City and County of San Francisco to Route 101 near the approach to the Golden Gate Bridge in San Francisco.

(f) Route 101 near the southerly end of Marin Peninsula to Route 101 near Leggett via the coast route through Jenner and Westport.

(g) *The relinquished former portions of Route 1 within the City of Dana Point and the City of Newport Beach are not state highways and are not eligible for adoption under Section 81. For those relinquished former portions of Route 1, the City of Dana Point and the City of Newport Beach shall maintain within their respective jurisdictions signs directing motorists to the continuation of Route 1. The City of Newport Beach shall ensure the continuity of traffic flow on the relinquished portions of Route 1 within its jurisdiction, including, but not limited to, any traffic signal progression.*

~~(g) (1)~~
(h) *The commission may relinquish to the City of ~~Dana Point~~, Oxnard the portion of Route 1 that is located within the city limits of that city and is between the western edge of the San Juan Creek channel overcrossing and the city limits of the City of Laguna Beach Pleasant Valley Road and Route 101, upon terms and conditions the commission finds to be in the best interests of the state, if the commission and the city enter into an agreement providing for that relinquishment.*

~~(2)~~
(1) *A relinquishment under this subdivision shall become effective immediately following the County Recorder's recordation of after the county recorder records the relinquishment resolution containing that contains the commission's approval of the terms and conditions of the relinquishment.*

~~(3)~~
(2) *On and after the effective date of the relinquishment, that portion of Route 1 so relinquished shall cease to be a state highway and may not be considered for future adoption under Section 81.*

~~(4)~~
(3) *For portions of Route 1 that are relinquished under this subdivision, the City of ~~Dana Point~~ Oxnard shall maintain within its jurisdiction signs directing motorists to the continuation of Route 1.*

SEC. 7. Section 301.5 of the Streets and Highways Code is repealed.

SEC. 8. Section 302 of the Streets and Highways Code is amended to read:

302. (a) Route 2 is from:

(1) The point where Santa Monica Boulevard crosses the city limits of Santa Monica at Centinela Avenue to Route 405 in Los Angeles.

(2) The point where Santa Monica Boulevard crosses the city limits of West Hollywood into the City of Los Angeles at La Brea Avenue to Route 101 in Los Angeles.

(3) Route 101 in Los Angeles to Route 210 in La Canada-Flintridge via Glendale.

(4) Route 210 in La Canada-Flintridge to Route 138 via Wrightwood.

(b) The relinquished former portions of Route 2 within the city limits of the Cities of West Hollywood, Santa Monica, Beverly Hills, and Los Angeles are not state highways and are not eligible for adoption under Section 81. Those cities shall maintain signs within their respective jurisdictions directing motorists to the continuation of Route 2.

(c) (1) Notwithstanding subdivision (a), the commission may relinquish to the City of Los Angeles the conventional highway portion of Route 2 that is located between the city limits of that city, upon terms and conditions the commission finds to be in the best interests of the state, including, but not limited to, a condition that the City of Los Angeles maintain within its jurisdiction signs directing motorists to the continuation of Route 2.

(2) A relinquishment under this subdivision shall become effective immediately following the county recorder's recordation of the relinquishment resolution containing the commission's approval of the terms and conditions of the relinquishment.

(3) On and after the effective date of the relinquishment, both of the following shall occur:

(A) The portion of Route 2 relinquished under this subdivision shall cease to be a state highway.

(B) The portion of Route 2 relinquished under this subdivision shall be ineligible for future adoption under Section 81.

(4) For the portions of Route 2 that are relinquished, the City of Los Angeles shall maintain within its jurisdiction signs directing motorists to the continuation of Route 2.

SEC. 9. Section 339 of the Streets and Highways Code is amended to read:

339. Route 39 is from:

1 (a) Route 1 near Huntington Beach to Route 72 in La Habra via
2 Beach Boulevard.

3 (b) Beach Boulevard to Harbor Boulevard in La Habra via
4 Whittier Boulevard.

5 (c) Whittier Boulevard in La Habra to Route 2 via Harbor
6 Boulevard to the vicinity of Fullerton Road, then to Azusa Avenue,
7 Azusa Avenue to San Gabriel Canyon Road, San Gabriel Avenue
8 southbound between Azusa Avenue and San Gabriel Canyon Road,
9 and San Gabriel Canyon Road, other than the portion of the
10 segment described by this subdivision that is within the city limits
11 of Azusa, Covina, and West Covina.

12 The relinquished former portions of Route 39 within the city
13 limits of Azusa, Covina, and West Covina are not state highways
14 and are not eligible for adoption under Section 81. For the
15 relinquished former portions of Route 39, the Cities of Azusa,
16 Covina, and West Covina shall maintain within their respective
17 jurisdictions signs directing motorists to the continuation of Route
18 39.

19 SEC. 10. Section 366 of the Streets and Highways Code is
20 amended to read:

21 366. (a) Route 66 is from:

22 (1) Route 210 near San Dimas to the Los Angeles-San
23 Bernardino County line at the western city limits of the City of
24 Upland.

25 (2) The eastern city limits of the City of Fontana near Maple
26 Avenue to Route 215 in San Bernardino.

27 (b) The relinquished former portions of Route 66 within the city
28 limits of Fontana, Rancho Cucamonga, and Upland are not state
29 highways and are not eligible for adoption under Section 81. For
30 the portions of Route 66 relinquished under this section, the cities
31 of Fontana, Rancho Cucamonga, and Upland shall maintain within
32 their respective jurisdictions signs directing motorists to the
33 continuation of Route 66 and shall ensure the continuity of traffic
34 flow on the relinquished portions of Route 66 within their
35 respective jurisdictions, including any traffic signal progression.

36 (c) (1) Notwithstanding subdivision (a), the commission may
37 relinquish to the City of Rialto the portion of Route 66 that is
38 located within the city limits or the sphere of influence of that city,
39 upon terms and conditions the commission finds to be in the best
40 interests of the state.

(2) A relinquishment under this subdivision shall become effective immediately following the recordation by the county recorder of the relinquishment resolution containing the commission's approval of the terms and conditions of the relinquishment.

(3) On and after the effective date of the relinquishment, both of the following shall occur:

(A) The portion of Route 66 relinquished under this subdivision shall cease to be a state highway.

(B) The portion of Route 66 relinquished under this subdivision may not be considered for future adoption under Section 81.

(4) The city shall ensure the continuity of traffic flow on the relinquished portion of Route 66, including any traffic signal progression.

(5) For relinquished portions of Route 66, the city shall maintain signs directing motorists to the continuation of Route 66.

SEC. 11. Section 379 of the Streets and Highways Code is amended to read:

379. (a) Route 79 is from:

(1) Route 8 near Descanso to Route 78 near Julian.

(2) Route 78 near Santa Ysabel to the Temecula city limits east of Butterfield Stage Road.

(3) Temecula city limits south of Murrieta Hot Springs Road to Route 74 near Hemet.

(4) Route 74 near Hemet to the San Jacinto city limit near Menlo Avenue.

(5) The San Jacinto city limit near Sanderson Avenue to Route 10 near Beaumont.

(b) The relinquished former portions of Route 79 within the City of Temecula and the City of San Jacinto are not state highways and are not eligible for adoption under Section 81. For the relinquished former portions of Route 79, the City of Temecula and the City of San Jacinto shall maintain within their respective jurisdictions signs directing motorists to the continuation of Route 79. The City of Temecula shall ensure the continuity of traffic flow on the relinquished former portions of Route 79 within its jurisdiction, including, but not limited to, any traffic signal progression.

(c) (1) Notwithstanding subdivision (a), the commission may relinquish to the City of Hemet the portion of Route 79 that is

1 located within the city limits of that city, upon terms and conditions
2 the commission finds to be in the best interests of the state, if the
3 department and the city enter into an agreement providing for that
4 relinquishment.

5 (2) A relinquishment under this subdivision shall become
6 effective immediately following the county recorder's recordation
7 of the relinquishment resolution containing the commission's
8 approval of the terms and conditions of the relinquishment.

9 (3) On and after the effective date of the relinquishment, the
10 relinquished portion of Route 79 shall cease to be a state highway.

11 (4) The portion of Route 79 relinquished under this subdivision
12 shall be ineligible for future adoption under Section 81.

13 (5) For the portion of Route 79 that is relinquished under this
14 subdivision, the City of Hemet shall maintain within its jurisdiction
15 signs directing motorists to the continuation of Route 79.

16 SEC. 12. Section 384 of the Streets and Highways Code is
17 amended to read:

18 384. (a) Route 84 is from:

19 (1) Route 1 near San Gregorio to Route 101 at Woodside Road
20 in Redwood City.

21 (2) Route 101 at Marsh Road in Menlo Park to Route 880.

22 (3) Route 880 to Route 238.

23 (4) Route 238 to Route 680 near Scotts Corners via the vicinity
24 of Sunol.

25 (5) Route 680 near Scotts Corners to Route 580 in Livermore.

26 (6) Route 580 in Livermore to Route 4 near Brentwood.

27 (7) Route 12 at Rio Vista to the southerly city limit of the City
28 of West Sacramento.

29 (b) The relinquished former portion of Route 84 within the City
30 of West Sacramento is not a state highway and is not eligible for
31 adoption under Section 81. For the relinquished former portion of
32 Route 84, the City of West Sacramento shall maintain signs
33 directing motorists to the continuation of Route 84.

34 SEC. 13. Section 451 of the Streets and Highways Code is
35 amended to read:

36 451. Route 151 is from Shasta Dam to Route 5 near the City
37 of Shasta Lake.

38 SEC. 14. Section 460 of the Streets and Highways Code is
39 amended to read:

1 460. (a) Route 160 is from Route 4 near Antioch to the
2 southern city limits of Sacramento.

3 (b) From the American River in the City of Sacramento to Route
4 51.

5 (c) The relinquished former portion of Route 160 within the
6 City of Sacramento is not a state highway and is not eligible for
7 adoption under Section 81.

8 SEC. 15. Section 464 of the Streets and Highways Code is
9 amended to read:

10 464. (a) Route 164 is Rosemead Boulevard from:

11 (1) Gallatin Road near Pico Rivera to the northern city limit of
12 Temple City in the vicinity of Callita Street and Sultana Avenue.

13 (2) The northern city limit of Temple City in the vicinity of
14 Callita Street and Sultana Avenue to the southern city limit of the
15 City of Pasadena.

16 (b) (1) Notwithstanding subdivision (a), the commission may
17 relinquish to the County of Los Angeles that portion of Route 164
18 described in paragraph (2) of subdivision (a), pursuant to the terms
19 of a cooperative agreement between the county and the department,
20 upon a determination by the commission that the relinquishment
21 is in the best interests of the state.

22 (2) A relinquishment under this subdivision shall become
23 effective immediately following the recordation by the county
24 recorder of the relinquishment resolution containing the
25 commission's approval of the terms and conditions of the
26 relinquishment.

27 (3) On and after the effective date of the relinquishment, both
28 of the following shall apply:

29 (A) The portion of Route 164 relinquished under this subdivision
30 shall cease to be a state highway.

31 (B) The portion of Route 164 relinquished under this subdivision
32 may not be considered for future adoption under Section 81.

33 (4) For the portion of Route 164 that is relinquished under this
34 subdivision, the County of Los Angeles shall maintain within its
35 jurisdiction signs directing motorists to the continuation of Route
36 164.

37 (c) (1) Notwithstanding subdivision (a), the commission may
38 relinquish to the City of Temple City the portion of Route 164
39 located within the city limits of that city pursuant to the terms of
40 a cooperative agreement between the city and the department, upon

1 a determination by the commission that the relinquishment is in
2 the best interests of the state.

3 (2) A relinquishment under this subdivision shall become
4 effective immediately following the recordation by the county
5 recorder of the relinquishment resolution containing the
6 commission's approval of the terms and conditions of the
7 relinquishment.

8 (3) On and after the effective date of the relinquishment, both
9 of the following shall apply:

10 (A) The portion of Route 164 relinquished under this subdivision
11 shall cease to be a state highway.

12 (B) The portion of Route 164 relinquished under this subdivision
13 may not be considered for future adoption under Section 81.

14 (4) For the portion of Route 164 that is relinquished under this
15 subdivision, the City of Temple City shall maintain within its
16 jurisdiction signs directing motorists to the continuation of Route
17 164.

18 SEC. 16. Section 574 is added to the Streets and Highways
19 Code, to read:

20 574. Route 275 is the Tower Bridge from the west side of the
21 Sacramento River near the City of West Sacramento to the east
22 side of the Sacramento River near the City of Sacramento.

23 SEC. 17. Section 231.5 is added to the Vehicle Code, to read:

24 231.5. A "bicycle path" or "bike path" is a Class I bikeway,
25 as defined in subdivision (a) of Section 890.4 of the Streets and
26 Highways Code.

27 SEC. 18. Section 231.6 is added to the Vehicle Code, to read:

28 231.6. (a) A "bicycle path crossing" is either of the following:

29 (1) That portion of a roadway included within the prolongation
30 or connection of the boundary lines of a bike path at intersections
31 where the intersecting roadways meet at approximately right
32 angles.

33 (2) Any portion of a roadway distinctly indicated for bicycle
34 crossing by lines or other markings on the surface.

35 (b) Notwithstanding subdivision (a), there shall not be a bicycle
36 path crossing where local authorities have placed signs indicating
37 no crossing.

38 SEC. 19. Section 5004.1 of the Vehicle Code, as amended by
39 Section 1 of Chapter 497 of the Statutes of 2007, is amended to
40 read:

1 5004.1. (a) (1) An owner of a vehicle that is a 1969 or older
2 model-year vehicle or the owner of a commercial vehicle or a
3 pickup truck that is a 1972 or older model-year may, after the
4 requirements for the registration of the vehicle are complied with
5 and with the approval of the department, utilize license plates of
6 this state with the date of year corresponding to the model-year
7 date when the vehicle was manufactured, if the model-year date
8 license plate is legible and serviceable, as determined by the
9 department, in lieu of the license plates otherwise required by this
10 code.

11 (2) The department may consult with an organization of old car
12 hobbyists in determining whether the date of year of the license
13 plate corresponds to the model-year date when the vehicle was
14 manufactured.

15 (b) A fee of forty-five dollars (\$45) shall be charged for the
16 application for the use of the special plates.

17 (c) In addition to the regular renewal fee for the vehicle for
18 which the plates are authorized, the applicant for a renewal of the
19 plates shall be charged an additional fee of ten dollars (\$10). When
20 payment of a regular vehicle renewal fee is not required by this
21 code, the holder of license plates with a date corresponding to the
22 model-year may retain the plates upon payment of an annual fee
23 of twenty dollars (\$20), that shall be due at the expiration of the
24 registration year of the vehicle to which the plates were last
25 assigned under this section.

26 (d) Whenever a person who is authorized to utilize the special
27 license plates applies to the department for transfer of the plates
28 to another vehicle, a transfer fee of twelve dollars (\$12) shall be
29 charged in addition to all other appropriate fees.

30 SEC. 20. Section 21455.7 of the Vehicle Code is amended to
31 read:

32 21455.7. (a) At an intersection at which there is an automated
33 enforcement system in operation, the minimum yellow light change
34 interval shall be established in accordance with the California
35 Manual on Uniform Traffic Control Devices.

36 (b) For purposes of subdivision (a), the minimum yellow light
37 change intervals relating to designated approach speeds provided
38 in the California Manual on Uniform Traffic Control Devices are
39 mandatory minimum yellow light intervals.

1 (c) A yellow light change interval may exceed the minimum
2 interval established pursuant to subdivision (a).

3 SEC. 21. Section 21461 of the Vehicle Code is amended to
4 read:

5 21461. (a) It is unlawful for a driver of a vehicle to fail to obey
6 a sign or signal, defined as regulatory in the California Manual on
7 Uniform Traffic Control Devices, of a regulatory nature erected
8 or maintained to enhance traffic safety and operations or to indicate
9 and carry out the provisions of this code or a local traffic ordinance
10 or resolution adopted pursuant to a local traffic ordinance, or to
11 fail to obey a device erected or maintained by lawful authority of
12 a public body or official.

13 (b) Subdivision (a) does not apply to acts constituting violations
14 under Chapter 9 (commencing with Section 22500) of this division
15 or to acts constituting violations of a local traffic ordinance adopted
16 pursuant to Chapter 9 (commencing with Section 22500).

17 SEC. 22. Section 21650 of the Vehicle Code is amended to
18 read:

19 21650. Upon all highways, a vehicle shall be driven upon the
20 right half of the roadway, except as follows:

21 (a) When overtaking and passing another vehicle proceeding
22 in the same direction under the rules governing that movement.

23 (b) When placing a vehicle in a lawful position for, and when
24 the vehicle is lawfully making, a left turn.

25 (c) When the right half of a roadway is closed to traffic under
26 construction or repair.

27 (d) Upon a roadway restricted to one-way traffic.

28 (e) When the roadway is not of sufficient width.

29 (f) When the vehicle is necessarily traveling so slowly as to
30 impede the normal movement of traffic, that portion of the highway
31 adjacent to the right edge of the roadway may be utilized
32 temporarily when in a condition permitting safe operation.

33 (g) This section does not prohibit the operation of bicycles on
34 any shoulder of a highway, on any sidewalk, on any bicycle path
35 within a highway, or along any crosswalk or bicycle path crossing,
36 where the operation is not otherwise prohibited by this code or
37 local ordinance.

38 SEC. 23. Section 22507.8 of the Vehicle Code is amended to
39 read:

1 22507.8. (a) It is unlawful for a person to park or leave
2 standing a vehicle in a stall or space designated for disabled persons
3 and disabled veterans pursuant to Section 22511.7 or 22511.8 of
4 this code, or Section 14679 of the Government Code, unless the
5 vehicle displays either a special identification license plate issued
6 pursuant to Section 5007 or a distinguishing placard issued
7 pursuant to Section 22511.55 or 22511.59.

8 (b) It is unlawful for a person to obstruct, block, or otherwise
9 bar access to those parking stalls or spaces except as provided in
10 subdivision (a).

11 (c) It is unlawful for a person to park or leave standing any
12 vehicle, including a vehicle displaying a special identification
13 license plate issued pursuant to Section 5007 or a distinguishing
14 placard issued pursuant to Section 22511.55 or 22511.59, in either
15 of the following places:

16 (1) On the lines marking the boundaries of a parking stall or
17 space designated for disabled persons or disabled veterans.

18 (2) In an area of the pavement adjacent to a parking stall or
19 space designated for disabled persons or disabled veterans that is
20 marked by crosshatched lines and is thereby designated, pursuant
21 to any local ordinance, for the loading and unloading of vehicles
22 parked in the stall or space.

23 (d) Subdivisions (a), (b), and (c) apply to all offstreet parking
24 facilities owned or operated by the state, and to all offstreet parking
25 facilities owned or operated by a local authority. Subdivisions (a),
26 (b), and (c) also apply to any privately owned and maintained
27 offstreet parking facility.

28 SEC. 24. Section 22511.7 of the Vehicle Code is amended to
29 read:

30 22511.7. (a) In addition to Section 22511.8 for offstreet
31 parking, a local authority may, by ordinance or resolution,
32 designate onstreet parking spaces for the exclusive use of a vehicle
33 that displays either a special identification license plate issued
34 pursuant to Section 5007 or a distinguishing placard issued
35 pursuant to Section 22511.55 or 22511.59.

36 (b) (1) Whenever a local authority so designates a parking
37 space, it shall be indicated by blue paint on the curb or edge of the
38 paved portion of the street adjacent to the space. In addition, the
39 local authority shall post immediately adjacent to and visible from

1 the space a sign consisting of a profile view of a wheelchair with
2 occupant in white on a blue background.

3 (2) The sign required pursuant to paragraph (1) shall clearly
4 and conspicuously state the following: "Minimum Fine \$250."
5 This paragraph applies only to signs for parking spaces constructed
6 on or after July 1, 2008, and signs that are replaced on or after July
7 1, 2008.

8 (3) If the loading and unloading area of the pavement adjacent
9 to a parking stall or space designated for disabled persons or
10 disabled veterans is to be marked by a border and hatched lines,
11 the border shall be painted blue and the hatched lines shall be
12 painted a suitable contrasting color to the parking space. Blue or
13 white paint is preferred. In addition, within the border the words
14 "No Parking" shall be painted in white letters no less than 12 inches
15 high. This paragraph applies only to parking spaces constructed
16 on or after July 1, 2008, and painting that is done on or after July
17 1, 2008.

18 (c) This section does not restrict the privilege granted to disabled
19 persons and disabled veterans by Section 22511.5.

20 SEC. 25. Section 22511.8 of the Vehicle Code is amended to
21 read:

22 22511.8. (a) A local authority, by ordinance or resolution, and
23 a person in lawful possession of an offstreet parking facility may
24 designate stalls or spaces in an offstreet parking facility owned or
25 operated by the local authority or person for the exclusive use of
26 a vehicle that displays either a special license plate issued pursuant
27 to Section 5007 or a distinguishing placard issued pursuant to
28 Section 22511.55 or 22511.59. The designation shall be made by
29 posting a sign as described in paragraph (1), and by either of the
30 markings described in paragraph (2) or (3):

31 (1) (A) By posting immediately adjacent to, and visible from,
32 each stall or space, a sign consisting of a profile view of a
33 wheelchair with occupant in white on a blue background.

34 (B) The sign shall also clearly and conspicuously state the
35 following: "Minimum Fine \$250." This subparagraph applies only
36 to signs for parking spaces constructed on or after July 1, 2008,
37 and signs that are replaced on or after July 1, 2008, or as the State
38 Architect deems necessary when renovations, structural repair,
39 alterations, and additions occur to existing buildings and facilities
40 on or after July 1, 2008.

1 (2) (A) By outlining or painting the stall or space in blue and
2 outlining on the ground in the stall or space in white or suitable
3 contrasting color a profile view depicting a wheelchair with
4 occupant.

5 (B) The loading and unloading area of the pavement adjacent
6 to a parking stall or space designated for disabled persons or
7 disabled veterans shall be marked by a border and hatched lines.
8 The border shall be painted blue and the hatched lines shall be
9 painted a suitable contrasting color to the parking space. Blue or
10 white paint is preferred. In addition, within the border the words
11 “No Parking” shall be painted in white letters no less than 12 inches
12 high. This subparagraph applies only to parking spaces constructed
13 on or after July 1, 2008, and painting that is done on or after July
14 1, 2008, or as the State Architect deems necessary when
15 renovations, structural repair, alterations, and additions occur to
16 existing buildings and facilities on or after July 1, 2008.

17 (3) By outlining a profile view of a wheelchair with occupant
18 in white on a blue background, of the same dimensions as in
19 paragraph (2). The profile view shall be located so that it is visible
20 to a traffic enforcement officer when a vehicle is properly parked
21 in the space.

22 (b) The Department of General Services under the Division of
23 the State Architect shall develop pursuant to Section 4450 of the
24 Government Code, as appropriate, conforming regulations to ensure
25 compliance with subparagraph (B) of paragraph (1) of subdivision
26 (a) and subparagraph (B) of paragraph (2) of subdivision (a). Initial
27 regulations to implement these provisions shall be adopted as
28 emergency regulations. The adoption of these regulations shall be
29 considered by the Department of General Services to be an
30 emergency necessary for the immediate preservation of the public
31 peace, health and safety, or general welfare.

32 (c) If posted in accordance with subdivision (e) or (f), the owner
33 or person in lawful possession of a privately owned or operated
34 offstreet parking facility, after notifying the police or sheriff’s
35 department, may cause the removal of a vehicle from a stall or
36 space designated pursuant to subdivision (a) in the facility to the
37 nearest public garage unless a special license plate issued pursuant
38 to Section 5007 or distinguishing placard issued pursuant to Section
39 22511.55 or 22511.59 is displayed on the vehicle.

(d) If posted in accordance with subdivision (e), the local authority owning or operating an offstreet parking facility, after notifying the police or sheriff's department, may cause the removal of a vehicle from a stall or space designated pursuant to subdivision (a) in the facility to the nearest public garage unless a special license plate issued pursuant to Section 5007 or a distinguishing placard issued pursuant to Section 22511.55 or 22511.59 is displayed on the vehicle.

(e) Except as provided in Section 22511.9, the posting required for an offstreet parking facility owned or operated either privately or by a local authority shall consist of a sign not less than 17 by 22 inches in size with lettering not less than one inch in height which clearly and conspicuously states the following: "Unauthorized vehicles parked in designated accessible spaces not displaying distinguishing placards or special license plates issued for persons with disabilities will be towed away at the owner's expense. Towed vehicles may be reclaimed at:

_____ or by telephoning
(Address)
_____.
(Telephone number of local law enforcement agency)

The sign shall be posted in either of the following locations:

- (1) Immediately adjacent to, and visible from, the stall or space.
- (2) In a conspicuous place at each entrance to the offstreet parking facility.

(f) If the parking facility is privately owned and public parking is prohibited by the posting of a sign meeting the requirements of paragraph (1) of subdivision (a) of Section 22658, the requirements of subdivision (c) may be met by the posting of a sign immediately adjacent to, and visible from, each stall or space indicating that a vehicle not meeting the requirements of subdivision (a) will be removed at the owner's expense and containing the telephone number of the local traffic law enforcement agency.

(g) This section does not restrict the privilege granted to disabled persons and disabled veterans by Section 22511.5.

SEC. 26. Section 40203.5 of the Vehicle Code is amended to read:

1 40203.5. (a) The schedule of parking penalties for parking
2 violations and late payment penalties shall be established by the
3 governing body of the jurisdiction where the notice of violation is
4 issued. To the extent possible, issuing agencies within the same
5 county shall standardize parking penalties.

6 (b) Parking penalties under this article shall be collected as civil
7 penalties.

8 (c) (1) The penalty for a violation of Section 22507.8 shall be
9 as follows:

10 (A) Not less than two hundred fifty dollars (\$250) and not more
11 than five hundred dollars (\$500) for the first offense.

12 (B) Not less than five hundred dollars (\$500) and not more than
13 seven hundred fifty dollars (\$750) for the second offense.

14 (C) Not less than seven hundred fifty dollars (\$750) and not
15 more than one thousand dollars (\$1,000) for three or more offenses.

16 (2) The issuing agency may suspend the imposition of the
17 penalty in paragraph (1), if the violator, at the time of the offense,
18 possessed but failed to display a valid special identification license
19 plate issued pursuant to Section 5007 or a distinguishing placard
20 issued pursuant to Section 22511.55 or 22511.59.

21 *SEC. 27. Section 6.5 of this bill incorporates amendments to*
22 *Section 301 of the Streets and Highways Code proposed by both*
23 *this bill and SB 1366. It shall only become operative if (1) both*
24 *bills are enacted and become effective on or before January 1,*
25 *2009, (2) each bill amends Section 301 of the Streets and Highways*
26 *Code, and (3) this bill is enacted after SB 1366, in which case*
27 *Section 6 of this bill shall not become operative.*